

GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

Drugs & Cosmetics Act 1940 – M/s. Sri Rangaraya Medical shop, Government General Hospital Premises, Kakinada – Cancellation licence – Appeal petition dismissed – Orders –Issued.

HEALTH, MEDICAL & FAMILY WELFARE (L.2) DEPARTMENT

G.O.Rt.No. 552

Dated;19.4.2010

Read the following:-

1. Rc.No.1394/RO2/2009, Dt. 0102-2010 of O/o. A.D. & District Licensing Authority, Regional Office, Govt. Arts College Campus, Rajahmundry.
2. Appeal filed by M/s. Sri Rangaraya Medical shop, G.G.H Premises, Kakinada before the Hon'ble Minister for Medical & Health, Government of A.P., Hyderabad.
3. Govt.Memo.No.2232/L2/2010-1, Dt.11-2-2010 and Dt. 23.2.2010.
4. From the D.G., DCA Lr.Rc.No.1947/G2/2010, Dt.11-2-2010.

-X-X-X-

ORDER:-

In the reference read above, the Assistant Director of Drugs Controller & District Licensing Authority, Rajahmundry has cancelled the licences in Form 20 & 21 and 20 B & 21 B of M/s. Sri Rangaraya Medical shop, Government General Hospital Premises, Kakinada under Rule 66 of Drugs & Cosmetics Act, 1940 for violating 5th condition of the licence.

2. Aggrieved by the above action, the licensee filed an Appeal petition under Section 66 (2) of Drugs & Cosmetics Rules 1945, which was admitted by the Government, which granted temporary stay of the cancellation orders vide memo 3rd read above.

3. Subsequently, the Government obtained the record of the case from O/o the Director General of Drugs Control Administration in the reference 4th read above. Government have carefully examined the Appeal Petition filed by M/s Rangaraya Medical shop, Government General Hospital, Premises, Kakinada and report of the Director General., Drugs Control Administration along with the record of the case. From the evidence placed on the record, the appellant himself has admitted that he had indeed violated condition 5 of the of the licence (Form 20 & 21). Therefore, the appeal petition is dismissed duly vacating the stay orders issued in the reference 3rd read above.

4. The Government has observed that the lease of M/s. Ranga Raya Medical Shop located in the premises of Government General Hospital Premises has expired on 31-12-2009. For fifteen years, the shop has been paying a rent of 12,000/- per month, which is 10% of what another Medical shop located on the same premises has been paying.

5. The Superintendent of Government General Hospital, Kakinada is therefore instructed to take necessary action to conduct open auction for lease of premises to the higher bidder and incorporate compliance to Drugs & Cosmetics Act as one of the essential condition of bidding.

6. The Director General., Drugs Control Administration and the Superintendent of General Hospital, Kakinada shall take necessary action accordingly in the matter.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

DR.P.V.RAMESH
SECRETARY TO GOVERNMENT

To
The Director General, Drugs & Copyright,
Drugs Control Administration, Hyderabad.
The Superintendent,
Government General Hospital, Kakinada.
The Assistant Director of Drugs Controller, Kakinada.
Copy to:
The Director of Medical Education, A.P., Hyderabad.
S.C

//FORWARDED :: BY ORDER//

SECTION OFFICER